

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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STATE OF NEVADA,

Plaintiff,

V.

ARAH MUABA BEY,

Defendant.

Case No. 2:20-cv-02263-KJD-NJK

ORDER ADOPTING AND AFFIRMING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

10 ARAH MUABA BEY,
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12 Before the Court for consideration is the Report and Recommendation (ECF #9)
13 containing the findings and recommendations of Magistrate Judge Nancy J. Koppe entered May
14 18, 2021, recommending that Plaintiff's action be remanded to state court. Plaintiff objected to
15 the recommendation on May 28, 2021 (ECF #10). Judge Koppe recommends that the action be
16 remanded to state court because Defendant Arah Muaba Bey ("Bey") has not paid his filing fee
17 or submitted an accurate application to proceed *in forma pauperis*. Bey argues that Judge Koppe
18 did not address all of his legal arguments in her Report and Recommendation. Bey repeats the
19 arguments made in his objection to Judge Koppe's order denying Bey *in forma pauperis* status,
20 stating that paper money cannot be used to pay a fee or debt as it is merely a promissory note
21 because money is not backed by gold or silver. Bey also repeats his argument that he is not a
22 citizen of the state of Nevada and that the Court cannot assume he is simply because his mailing
23 address is in Nevada. Bey's final argument against remand to state court is that "this case has
24 been dismissed at the state level." (ECF #10 at 1).

25 The Court has conducted a de novo review of the record in this case in accordance with
26 28 U.S.C. § 636(b)(1) and LR IB 3-2. The Court determines that the Report and
27 Recommendations containing the findings and recommendations of Magistrate Judge Koppe,
28 entered May 18, 2021, should be **adopted** and **affirmed**.

1 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and
2 Recommendation (ECF #9) is **ADOPTED** and **AFFIRMED** and Plaintiff's case is
3 **REMANDED**.

4 Dated this 5th day of October, 2021.

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6 Kent J. Dawson
7 United States District Judge

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